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MEMORANDUM

To: Senate Committee on Ways & Means
From: Jill A. Wolters, First Assistant Revisor of Statutes
Date: March 3, 2015
Subject: 2015 HB 2009, as amended by House Committee

HB 2009, am. by HC, amends K.S.A. 2014 Supp. 46-1103, to allow the post auditor to require people who contract to work with or work under the direction of the post auditor, to submit to fingerprinting and a state and national criminal history background check. Fingerprints would be used to determine whether these persons had a criminal record in Kansas or another jurisdiction. Local and state law enforcement officers and agencies are to assist the post auditor in the taking of such fingerprints. Information obtained from fingerprinting and the criminal history record check can be used to verify the identity of the persons employed or hired by the post auditor, as well as to determine the qualifications of such persons to work within the division of post audit.

If any person is offered employment with the division of post audit, including people who contract to work with or work under the direction of the post auditor, they are to be provided written notice that a criminal history record check is required. If the criminal history record information is used to disqualify an applicant from employment or contract work, then the applicant is to be informed, in writing, of that decision.

The bill allows local law enforcement officers and agencies to charge a fee for the taking and processing of fingerprints as reimbursement for costs incurred.

Amendments were made by the House Committee on Judiciary to: 1) Clarify the language concerning the persons who contract to work with or work under the direction of the post auditor; and 2) to allow local law enforcement officers and agencies to charge a fee for the taking and processing of fingerprints as reimbursement for costs incurred.

The bill was originally introduced by the Legislative Post Audit Committee.